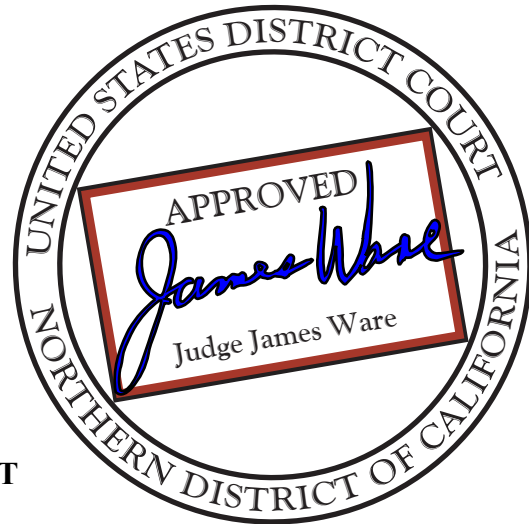


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UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

DAVID HALTERMAN)	Case No. C04-2660 JW (PVT)
Plaintiff,)	NOTICE OF DISMISSAL
v.)	
LEGATO SOFTWARE, a Division of EMC)	
Corporation; EMC Corporation, dba EMC)	
PERIPHERALS INC.; and DOES I - X,)	
Defendants.)	

NOTICE IS HEREBY GIVEN that, pursuant to the terms of the confidential settlement agreement between the parties, this action is hereby dismissed with prejudice.

DICKSON - ROSS LLP

/s/electronically

Dated: June 8, 2006

By: _____
KATHRYN BURKETT DICKSON
Attorneys for Plaintiff
DAVID HALTERMAN